

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 423 be amended to read as follows:

1 Page 3, line 20 after "participant" insert the following:
2 **"However, the amount of the forfeiture cannot exceed the amount**
3 **of restitution ordered by the criminal court against the participant**
4 **and, if no restitution has been ordered by the criminal court, the**
5 **amount of the forfeiture shall not exceed the economic damage to**
6 **the state resulting from the criminal conduct."**

7 Page 2, line 5 after "member." insert the following:
8 **"However, the amount of the forfeiture cannot exceed the amount**
9 **of restitution ordered by the criminal court against the member**
10 **and, if no restitution has been ordered by the criminal court, the**
11 **amount of the forfeiture shall not exceed the economic damage to**
12 **the state resulting from the criminal conduct."**

13 Page 15, line 27 after "beneficiary" insert the following:
14 **"However, the amount of the forfeiture cannot exceed the amount**
15 **of restitution ordered by the criminal court against the beneficiary**
16 **and, if no restitution has been ordered by the criminal court, the**
17 **amount of the forfeiture shall not exceed the economic damage to**
18 **the state resulting from the criminal conduct."**

(Reference is to Senate Bill 423 as printed February 11, 2005)

Senator LANANE